

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Indymac Bank, F.S.B.,

Plaintiff,

Civil No.07-4514 (RHK/JSM)

vs.

**DISQUALIFICATION AND
ORDER FOR REASSIGNMENT**

American Wholesale Lending, LLC,
a Minnesota limited liability company,
et al.,

Defendants.

The above-entitled matter has been assigned to the undersigned, a Judge of the above Court. Pursuant to Title 28, United States Code § 455, the undersigned recuses himself from hearing this matter. Accordingly,

IT IS HEREBY ORDERED, that pursuant to this Court's Assignment of Cases Order dated June 29, 2006, the above-captioned action shall be resubmitted to the Clerk of Court for reassignment.

IT IS FURTHER ORDERED, that a copy of this Order shall be filed in the above-captioned case.

Dated: November 6, 2007

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge